

**IN THE UNITED STATES DISTRICT COURT FOR
THE NORTHERN DISTRICT OF WEST VIRGINIA
WHEELING DIVISION**

MARK MCEVOY, et al., individually and
on behalf of a proposed class,

Plaintiffs,

v.

Civil Action No. 5:22-cv-171
The Honorable John P. Bailey

DIVERSIFIED ENERGY COMPANY PLC,
et al.,

Defendants.

**NOTICE OF VOLUNTARY DISMISSAL OF
PLAINTIFF MICHELLE SILVESTER**

Pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, Plaintiffs and their counsel hereby give notice that with respect to Plaintiff Michelle Sylvester, the above-captioned action is voluntarily dismissed, without prejudice against the parties. The voluntary dismissal of Plaintiff Michelle Sylvester complies with the requirements of Rule 41(a)(1)(A)(i) in that neither an Answer nor a Motion for Summary Judgment has been filed in this matter. The dismissal also comports with Rule 23(e) as there is currently no certified class, and there is no proposal for a class to be certified for purposes of settlement at this time.

WHEREFORE, Plaintiff Michelle Sylvester is dismissed from this action as of the date and time this Notice is filed with the Clerk of this Court.

Dated: April 19, 2022

Respectfully submitted by,

/s/ John W. Barrett

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CERTIFICATE OF SERVICE

I, John W. Barrett, do hereby certify that on the 19th day of April 2023, the foregoing

***CERTIFICATE OF SERVICE* for NOTICE OF VOLUNTARY DISMISSAL OF
PLAINTIFF MICHELLE SILVESTER** using the Court's CM/ECF was filed with the Clerk
of Court using the CM/ECF System and a true and accurate copy was served upon the
following parties via email as follows:

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